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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA,) No. CR 10-00153-JF
12 v. Plaintiff,) **STIPULATION TO CONTINUE
13 DAVID BOYER PRINCE,) HEARING; [PROPOSED] ORDER
14 Defendant.)**

16 Defendant and the government, through their respective counsel, hereby stipulate that,
17 subject to the court's approval, the hearing date in the above-captioned matter, presently
18 scheduled for Thursday, August 26, 2010 at 9:00 a.m., be continued to Thursday, September 9,
19 2010, at 9:00 a.m. The continuance is requested to allow the defense time for preparation as well
20 as to allow the parties time to complete their discussions concerning possible resolution of the
21 matter.

22 The parties further agree and stipulate that time should be excluded from and including
23 August 26, 2010 through and including September 9, 2010, pursuant to Speedy Trial Act, 18
24 U.S.C. §3161(h)(8)(A) and (B)(iv). Accordingly, the United States and the defendant agree that

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STIPULATION TO CONTINUE HEARING;
[PROPOSED] ORDER
No. CR 10-00153-JF

1 granting the requested exclusion of time will serve the interest of justice and outweigh the
2 interest of the public and defendant in a speedy trial.

3 Dated: 8/25/10

/s/
NICHOLAS P. HUMY
Assistant Federal Public Defender

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5 Dated: 8/25/10

/s/
JOSEPH FAZIOLI
Assistant United States Attorney

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8 IN THE UNITED STATES DISTRICT COURT

9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA,) No. CR 10-00153-JF
12 Plaintiff,)
13 v.)
14 DAVID BOYER PRINCE,)
15 Defendant.)

17 **[PROPOSED] ORDER**

18 The parties have jointly requested a continuance of the status hearing set for August 26,
19 2010, to allow the defense time for preparation.

20 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the hearing date
21 presently set for August 26, 2010, be continued to September 9, 2010 at 9:00 a.m. as well as the
22 period of delay from August 26, 2010, to and including September 9, 2010, be excluded for
23 purposes of Speedy Trial Act computations pursuant to Title 18, United States Code, Sections
24 3161(h)(8)(A) and 3161(h)(8)(B)(iv).

25 Dated: 8/27/10



JEREMY FOGEL
United States District Judge

26 STIPULATION TO CONTINUE HEARING;
[PROPOSED] ORDER
No. CR 10-00153-JF